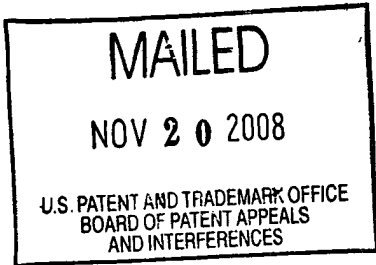


UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte DANIEL SCOTT HOMA

Application No. 10/687,454
Technology Center 1700



Before KRISTA ZELE *Deputy Chief Appeals Administrator*
ZELE, *Deputy Chief Appeals Administrator.*

ORDER VACATING RETURN TO EXAMINER

On October 21, 2008, an Order Returning Undocketed Appeal to Examiner was mailed, stating that a certified English translation for Ishikawa, Shinji "Production of Optical Fiber Preform" Japan Patent Abstract, (July 13, 1990) listed under Evidence Relied Upon section of the Examiner's Answer filed on January 23, 2008, is missing from the IFW file. However, the translation has been located in the IFW file. Therefore, the return is in error.

Application No. 10/687,454

Accordingly, it is

ORDERED that the Order Returning Undocketed Appeal to Examiner mailed October 21, 2008, is herein vacated.

The application will be assigned an Appeal No. and will be assigned to a merit panel in due course.

If there are any questions pertaining to this Order, please contact the Board of Patent Appeals and Interferences at 571-272-9797.

KZ/gjh

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